THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :8281 OF 2007

DATED:20-04-2007

BETWEEN:

Farmers Association Club,
Rep., by its Chairman,
M.Srinivasarao,
Satyanarayanapuram,
Varni, Varni Mandal,
Nizamabad District.

.....
PETITIONER

AND

The Superintendent of Police,
Nizamabad,
Nizamabad District & 3 others.

.....RESPONDENTS

ORDER:

Heard the learned counsel appearing for the petitioner as well as the learned Government Pleader for Home appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the respondents in interfering/obstructing the petitioner Association from conducting the card rooms where the members or guests of the petitioner club are allowed to play the game of rummy with stake/syndicate (13 cards game) and also with lawful activities of the petitioner's club, as illegal and arbitrary.

3. The subject matter of this Writ Petition is squarely covered by the judgment of a Division Bench of this Court in ***TWIN CITIES CINEMA CULTURAL CENTRE (FORMERLY TWIN CITIES CLUB), JUBILEE HILLS, HYDERABAD v. COMMISSIONER OF POLICE, A.P., HYDERABAD AND OTHERS***[1] wherein the Division Bench made the following order:

> *"Therefore, the police authorities cannot obstruct the writ petitioner-club from conducting card room where the members and guests of the writ petitioner's cultural center are allowed to play the game of rummy with stakes syndicate (thirteen card game). At the same time, we make it clear that the police*

is always at liberty to enter the premises and check as to whether the cultural center of the club is conducting card room where the members and guests of the petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game), for the purpose of verification. If they receive any intimation, the police may enter the club and verify the same and proceed further if the members and guests of writ petitioner's cultural center play other than the game of rummy with stakes syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which already registered. The Writ Appeal is disposed of accordingly."

4. Following the same and for the reasons mentioned therein, the Writ Petition is disposed of in terms of the above decision of the Division Bench. No costs.

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V.ESWARAIAH,J

20th April, 2007.
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[1] 2002(5) ALT 805 (D.B.)